



## Boards and Commissions May 2023 Candidates

### For Your Consideration:

#### **Community Reinvestment Area Reinvestment Housing Council (1 Vacancy)**

❖ Joshua Rider                      New Applicant

#### **Portage Area Transit Authority (PARTA) (1 Vacancy)**

❖ Jack Murphy                      Re-application

**From:** [noreply@civicplus.com](mailto:noreply@civicplus.com)  
**To:** [Council Clerk](#)  
**Subject:** Online Form Submittal: Online Boards & Commissions Application  
**Date:** Wednesday, April 12, 2023 8:25:48 AM

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## Online Boards & Commissions Application

### Note

Except as otherwise provided by law, all appointments to City Boards and Commissions shall be electors of the City, residing within Kent city limits. This section does not apply to the Board of Building Appeals.

First Name	Joshua
Last Name	Rider
Address	145 River Street #403
City	Kent
State	OH
Zip Code	44240
Home Phone Number	3308199879
Cell Phone Number	<i>Field not completed.</i>
Email Address	<a href="mailto:jrider@kent.edu">jrider@kent.edu</a>
# of years you have lived in Kent	6 but not concurrent
Education	BA History, KSU Masters Education, KSU
Place of Employment	Kent State University
Political Party	Independent
Are you a registered voter?	Yes
Which boards, commissions and committees are you applying for:	Community Reinvestment Area Housing
Please provide	In addition to the degrees listed on my resume, and more

educational and professional background to assist Council in review of your application.

importantly, is my 19 year professional career at KSU. During that time I've developed administrative, leadership, strategic planning, and assessment skills that I believe will make me a valuable asset to the board. Additionally, as highlighted below, my work with MainStreet Kent in a variety of leadership roles.

Why are you interested in this appointment?

I've seen the City of Kent grow and change over the 27 years that I have lived and or worked in the community. Involvement with MainStreet Kent's Board and Business Enhancement committees has given me a better picture of the city and a desire to help it continue to grow and improved properly.

Resume or other qualifications

[JOSHUA RIDER Resume.docx](#)

Email not displaying correctly? [View it in your browser.](#)

## **JOSHUA RIDER**

145 River Street #403 • Kent, OH 44240 • (330) 819-9879

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### **Education**

- 01/04 – 12/05: M. Ed. Higher Education Administration and Student Personnel  
Kent State University, Kent, OH
- 08/94 – 05/99 Bachelor of Arts, History  
Kent State University, Kent, OH

### **Work Experience**

- 8/20 – Present Executive Director, Center for Adult and Veteran Services, Kent State University
- 8/19 – 8/20 Interim Assistant Dean of Students and Director, Center for Adult and Veteran Services, Kent State University
- 11/13 – 7/19 Director, Center for Adult and Veteran Services and VA Certifying Official, Center for Adult and Veteran Services, Kent State University
- 12/09 – 11/13 Asst. Dir., Center for Adult and Veteran Services and VA Certifying Official, Center for Adult and Veteran Services, Kent State University
- 01/06 – 12/09 Student Financial Aid Counselor and VA Certifying Official, Office of Student Financial Aid, Kent State University

### **Summary of Skills and Responsibilities**

#### **Executive Director, Center for Adult and Veteran Services**

- All duties of Director position below remain in place
- Strategic Planning and Assessment initiatives thought leader
  - Lead the Division of Student Affairs through the process of creating a three-year strategic plan
  - Guided stakeholders to create a white paper to guide regional campus engagement and co-curricular learning across the eight-campus system
  - Co-Chair, division Assessment Council. Creation of uniform, co-curricular experience and division learning outcomes
  - Chair Parenting Student Task Force – Created and finalized a 5-year strategic plan to engage and retain parenting students
- Tasked by Chancellor, State of Ohio with leading training efforts for Federal Tuition Assistance implementation and Collegiate Purple Star

- Serve as a leader in divisions Equity, Identity, and Success pillar
- Co-creation of DSA Building Blocks Diversity Curriculum

**Director, Center for Adult and Veteran Services**

- Advocacy for adults and veterans and influence university policies related to the special needs and compliance issues of these populations.
- Strategic planning at the unit, division and state levels
- Implementation of CAS standards for Veteran and Military Programs and Services as well as Adult Learned Programs and Services.
- Creation and implementation of student learning outcomes and domains within the unit and the division
- History of working with donors and foundations to obtain funds to create high impact grants, initiatives and programs
- Direct a team to craft assessment best practices and outcomes
- Implement and direct the implementation of federal and state policies, specifically House Bill 488 and Section 702.
- Crafted a five-year strategic plan to engage and retain parenting students
- Supervise outreach and recruitment efforts for adults and veterans returning from combat; market services provided by the institution and department.
- Collaborate with academic and student support areas to enhance learning opportunities (e.g., related living and learning communities and student activities).
- Supervise VA Certifying Official duties, federal and state audits and government compliance.
- Collaborate with Veterans Affairs and other federal and state government entities to enhance student success
- Plan, monitor and maintain department budget and approve operating expenses

**Assistant Director, Center for Adult and Veteran Services**

- The primary responsibilities of this position fall in veteran student recruitment and retention through a variety of outreach activities, in addition to the creation of activities to involve and assimilate this important population into the student body. Tasked with serving as an advocate for student veterans at Kent State University.
- Supervision of classified, graduate student and student staff.
- Responsible for certifying and ensuring compliance in all chapters of VA benefits for over 600 Kent Campus student benefit recipients.
- Provide/implement training on veterans' issues including recruitment and retention, PTSD and TBI issues, benefits packaging, and family concerns to faculty and staff in the areas of admissions, academic advising, housing and instructional faculty.

- Responsible to both attend existing and create new outreach/recruitment opportunities to attract this population and have them make Kent State University their first choice.
- Responsible for the coordination of outreach for the Kent Vets Online Program. This is a transitional program for student veterans with PTSD.
- Research and grant writing with a current focus on Veterans Upward Bound and Wounded Warrior Project.

**Student Financial Aid Counselor and Veterans Certifying Official:**

- Responsible for working with students of various backgrounds. These include but are not limited to veteran students, non-traditional students, first generation students, minority students (first generation and otherwise), and parents.
- Required to stay informed of all federal and state policies and laws that effect financial aid both at Kent State and across the region. Additionally, the understanding of new federal grants (ACG, TEAP, and SMART) in order to properly advise students of their benefits and requirements.
- Served on the Dependency Appeal Committee. This 5-member committee was responsible for determining appeals of a student's dependency status, as regards filing the FAFSA; due to extenuating circumstances.
- Certify and provide financial counseling for 350 veterans. This required the additional awareness of federal policies that affect the Montgomery GI Bill and its recipients.
- Implementation of policies and procedures for the Post 9/11 GI Bill.
- Implemented an effective filing and certifications system that serves to assist in providing accurate veteran files in the event of a VA audit.
- The implementation of an effective system to allowing the office to monitor stock of publications and office supplies.
- Maintain familiarity with SCT Banner as it pertains to all financial aid functions

**Professional Organizations**

AVECO Member since 2015

Elevate Vets Advisory Board Chair since 2021

MainStreet Kent since 2017

NASPA Member since 2015

NAVPA since 2008

Ohio Veterans Education Council Founding Member 2014

## References

Thomas Logan  
Associate Vice President for Residential Experience  
Ohio State University  
614-282-0540  
[logan.502@osu.edu](mailto:logan.502@osu.edu)

David Garcia  
Interim Executive Director of Admissions  
University of Toledo  
330-554-3792

Jennifer Kulics  
Executive Director, Philanthropy  
Kent State University  
330-329-2823  
[jkulics@kent.edu](mailto:jkulics@kent.edu)



# CITY OF KENT, OHIO

CITY COUNCIL

We rely heavily upon citizen participation through Boards, Commissions and Committees to effectively assist City Council and the Administration staff in planning a better community.

Below is an application form that would give us a little background information. Please fill this out if you think you could devote sufficient time to serve on one of our Boards. You may use additional pages, if necessary. If you have a resume, you may attach it to the application. Please return to: Clerk of Council at [councilclerk@kentohio.gov](mailto:councilclerk@kentohio.gov) or mail to the address at the bottom of this application. Except as otherwise provided by law, all appointments to City Boards and Commissions shall be electors of the City. This section does not apply to the Board of Building Appeals.

NAME: Jack Murphy PHONE: N/A (HOME)

ADDRESS: 517 Cuyahoga Street Kent, OH 44240 513-262-4180 (CELL)

EMAIL: jmurph33@kent.edu

EDUCATION: Kent State University B.S. Chemistry

OCCUPATION: Global Account Manager

PLACE OF EMPLOYMENT: Akron Dispersions, Inc.

POLITICAL PARTY: \_\_\_\_\_

(OPTIONAL EXCEPT WHEN APPLYING FOR CIVIL SERVICE COMMISSION AND INCOME TAX BOARD OF REVIEW WHERE INFORMATION IS REQUIRED BY LAW)

EXPERIENCE RELATED TO THIS APPOINTMENT: \_\_\_\_\_

Presently serving on the PARTA Board since 2020 representing the City of Kent.

WHY ARE YOU INTERESTED IN THIS APPOINTMENT? \_\_\_\_\_

Serving on the PARTA board allows me to represent my community and make a positive impact within my community.

ANYTHING YOU CARE TO ADD, SUCH AS EXPERIENCE ASSOCIATED WITH THE CITY:

I am also involved with the Kent Jaycees and have held multiple board positions within the organization.

I WOULD LIKE TO BE CONSIDERED FOR:

1<sup>st</sup> CHOICE: PARTA Board

2<sup>nd</sup> CHOICE: \_\_\_\_\_

SIGNATURE: \_\_\_\_\_

DATE: 03/21/2023

\*\*\* The City of Kent reserves the right to perform background checks.



# Jack H. Murphy

517 Cuyahoga St. Kent, Ohio 44240

[jmurph33@kent.edu](mailto:jmurph33@kent.edu) | Cell: 513-262-4180

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Highly motivated sales professional with a technical background in chemistry.

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## Work Experience

### Akron Dispersions

Global Account Manager     January 2021-Present

- Reported directly to the President.
- Directly responsible sales in the United States as well as managing distributors in India and Malaysia.
- Responsible for 33% business growth over one year, with the addition of new key customers as well as growing existing accounts.
- Managed Customer Service and established sales policy within the organization.
- Provided important technical assistance and recommendations to customers and potential customers.
- Developed and retained new high margin business that was in the process of reshoring to the United States.
- Responsible for organizing an inaugural North American Glove Conference to bring a new industry together and facilitate collaboration.

### Portage Area Regional Transit Authority dba PARTA Board of Trustees

Trustee                             August 2020 – Present

- Representative for the City of Kent .
- Act as a fiduciary of the organization to provide advice and support to further the mission and vision of PARTA within Portage County, Ohio.

### Kent Adhesive Products Co. dba Kapco

R&D Chemist                     April 2016-December 2021

- Lead customer facing development projects where I designed new water-based adhesives and coatings for a variety of substrates and applications.

- Experienced in waterbased coating and converting technology including acrylics, polyurethanes, and other waterborne polymers.
- Provided technical advice to customers and manufacturing operations.
- Oversaw scale-up and new technology transfer from the lab to full scale production.

## **Education**

Kent State University – Class of 2017

B.S. Chemistry

- Participated in undergraduate research under Dr. Mahinda Gangoda on the pyrolysis and characterization of modified silica materials using a variety of analytical techniques including NMR, GC and GC-MS.
- Presented posters at ACS Conference in 2016.

## **Other Organizations and Interests**

Kent Jaycees                      June 2018-Present

- Was elected and served 3 years on the executive board as Secretary and Vice President of Management.
- Served as committee chair for large charity events that required coordination between the City of Kent, outside businesses, and our organization.

Brazilian Jiu-Jitsu              August 2020-Present

Presently training Brazilian Jiu-Jitsu at GTBJJ in Tallmadge, OH.

# Kent Police Department

## MEMORANDUM

**To:** Kent City Council  
Dave Ruller, City Manager  
**From:** Chief Nicholas Shearer  
Hope Jones, Law Director  
**Date:** April 11, 2023  
**Subject:** Parking Ordinance Penalties

This memorandum is to serve as a request to Kent City Council for committee time during the May 3, 2023 meeting to propose changes to the penalties section of our parking ordinances in conjunction with a change to our process for collecting delinquent parking fines.

Thank you,

Hope and Nick



# CITY OF KENT, OHIO

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## DEPARTMENT OF COMMUNITY DEVELOPMENT

DATE: April 24, 2023

TO: Dave Ruller, City Manager

FROM: Bridget Susel, Community Development Director  
Eric Fink, Assistant Law Director

RE: Petition for Detachment of Lands

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The Community Development Department received a “petition for detachment of lands” from Attorney Chad Murdock on behalf of his client, Eric Kolb, who owns two (2) parcels located within the Forest Lakes Subdivision. The parcels included in the petition are:

- 17-046-00-00-019-007
- 17-046-00-00-018-000

The parcels referenced above were first platted in 1999 as part of the Forest Lakes Subdivision Phase 4, were included in the annexation into the City of Kent in 2005 and have been re-platted several times since the annexation. The two (2) parcels included in the petitioner’s detachment request are categorized by the Community Development Department as plats within a subdivision as those two terms are defined in Chapter 1179 of “TITLE SEVEN Subdivision Regulations” of the Kent Codified Ordinances (KCO).

Chapter 709 of the Ohio Revised Code (ORC) governs the “detachment of lands.” When all parties agree to detach the land (property owner(s)), municipality, and Board of County Commissioners), Section 709.38 specifies that the legislative authority of the municipality, which in this case is Kent City Council, must pass an ordinance reflecting the municipality's support for the detachment.

If, however, the municipality does not consent to the detachment of land, the property owner(s) may file with the Court of Common Pleas in accordance with Sections 709.41 and 709.42 of the ORC. These code sections require that:

[t]he owner of unplatted farmlands, annexed to any municipal corporation after the incorporation thereof...[n]o such action shall be brought, or detachment ordered or decreed, within five years from the time that such lands were annexed by any such municipal corporation.

In addition to the requirements found within the ORC, Ohio case law regarding petitions for detachment of lands set forth the following four (4) requirements (see attached 2-17-23 memo from Assistant Law Director Fink to Attorney Murdock):

1. The parcel(s) must be farmland that was not within the original corporation limits of the City;
2. The parcel(s) are in or will remain within the city and the landowner(s) are taxed or will continue to be taxed for municipal purposes in substantial excess of the benefits conferred onto them by reason of being in the city;
3. The parcels may be detached without materially affecting the best interests or good government of the city; and
4. Five (5) years must have elapsed since the parcels were annexed into the city.

The Law Department and Community Development Department have concluded that the first and fourth conditions listed above have been met because:

- The parcels included in the petition request were not within the original City of Kent corporation limits (condition 1);
- The parcels were annexed into the City of Kent in 2005, which is 17 years prior to the receipt of the 2022 petition for detachment (condition 4).

The Law Department and Community Development Department dispute whether the second condition has been met because the real property taxes due, as reported by the Portage County Auditor, for 2022, payable in 2023, do not appear to be in “substantial excess of the benefits conferred:”

- \$3,799.97 (17-046-00-00-019-007)
- \$2,409.20 (17-046-00-00-018-000)

The Law Department and Community Development have identified the third condition as one that will need review and consideration by Council to determine if the petition for detachment of lands does or does not “materially affect the best interests or good government of the City of Kent.” In consideration of this condition, pre-1953 detachment statutes required the Court to consider not only the best interests of the applicant (i.e., petitioner) requesting the detachment, but also the municipality, including the best interests of the residents.

I am respectfully requesting time at the April 5, 2023 Council Committee meeting to afford the petitioner and his legal counsel the opportunity to present the petition for the detachments of lands and for City staff to report on its review of the submitted petition for detachment of lands, applicable statutes, and case law before City Council determines how it will proceed with the petition request.

If you need any additional information to add this item to the agenda, please let me know.

Thank you.

Attachments

Cc: Hope Jones, Law Director  
Amy Wilkens, Clerk of Council  
Patti Long, Assistant to the City Manager

RECEIVED

NOV 21 2022

COMMUNITY DEVELOPMENT  
CITY OF KENT

November \_\_, 2022

Before the Board of County Commissioners  
Portage County, Ohio

To the Board of County Commissioners of Portage County, Ohio:

**Petition for detachment of lands from the City of Kent and attachment to  
contiguous Franklin Township (Ohio R.C. 709.38)**

Whereas, in pertinent part, Ohio R.C. 709.01 provides that territory may be detached from municipal corporations in the manner provided in Ohio R.C. Chapter 709;

Whereas, in pertinent part, Ohio R.C. 709.38 provides on petition of a majority of the owners of lands therein, accurately described in such petition with an accurate map thereof, praying to have such portion of territory detached therefrom, the board of county commissioners, with the assent of the legislative authority of the municipal corporation given in an ordinance passed for the purpose, shall detach such portion of the territory therefrom and attach it to any township contiguous thereto. Thereafter, the petition, map, ordinance, and the order of the board, certified by the County auditor, shall be recorded in the official records in the office of the County recorder, and as soon as such record is made the proceedings shall be complete, both as to the detaching of such territory from the municipal corporation and the annexation thereof to the township;

Whereas, per Ohio R.C. 709.02(E), an "owner" means any firm or private corporation, any of which is seized of a freehold estate in land; and

NOW, THEREFORE, the undersigned is the owner of all the lands in the following described territory in the City of Kent, Portage County, Ohio, to wit (the lands were part of a petition annexing 49.0967 acres to the City in February 2006, Resolution No. 06-0181):

Situated in the Original Township of Franklin, (T-3, R-9 Connecticut Western Reserve), County of Portage, and State of Ohio, and known as being part of Franklin Township Lot 46, now in the City of Kent, and Franklin Township, and being a replat of SL 5B as shown on Plat 2021-60 and being all of Sub-Lot 5B-R1 in the, Newcomer Development Group Subdivision Four, recorded as Plat Number 2022-6 of Portage County Records and containing 39.9936 acres (1,742,121 Sq. Ft.) of land (39.0683 Acres O.L. 46 City of Kent, and 0.9253 Acres O.L. 46 Franklin Township. within the Right of Way of Johnson Road) be the same more or less, but subject to all legal highways, and easements of record as determined by a survey

performed by Bruce L. Robinson, P.S. No. 7774 of B.L. Robinson Engineering & Surveying, Co. in September of 2021.


An accurate map of the territory is attached and incorporated as **Exhibit A**.

The undersigned reports that the Council for the City of Kent assents to this detachment by Ordinance #\_\_\_\_\_, attached and incorporated as **Exhibit B**. As stated in the Ordinance, there is no existing indebtedness of the City from which the detachment is made for this Board to consider.

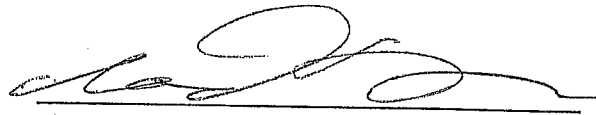
Eric Kolb, Managing Member of the undersigned, is designated to act as agent for the undersigned in these proceedings.

The undersigned, Kolb Acres, LLC, an Ohio limited liability company, who acquired the territory by General Warranty Deed in File #202203304, February 23, 2022, respectfully petitions that the above-described territory be detached from the City of Kent, and made a part of Franklin Township, Portage County, Ohio:

Kolb Acres, LLC:

By   
Eric Kolb, Managing Member

Respectfully submitted,



Chad Murdock (0055322)  
PO Box 334  
Rootstown, Ohio 44272  
330-524-2085  
cmurdocklaw@gmail.com  
Attorney for Petitioner

# NEWCOMER DEVELOPMENT GROUP SUBDIVISION FOUR CREATING S/L 5B-R1 AND S/L 5B-R2

SITUATED IN THE ORIGINAL TOWNSHIP OF FRANKLIN, (T-3, R-9, CONNECTICUT WESTERN RESERVE), COUNTY OF PORTAGE, AND STATE OF OHIO AND KNOWN AS BEING PART OF TOWNSHIP LOTS 45 AND 46, NOW CITY OF KENT, AND FRANKLIN TOWNSHIP, AND BEING A REPLAT OF S/L 5B AS SHOWN ON PLAT 2021-60 PORTAGE COUNTY RECORDS WITH ADDITIONAL LAND CONVEYED TO NEWCOMER DEVELOPMENT GROUP, LLC RECORDED IN DEED FILE NUMBER 20070621 DATED MARCH 21, 2007 OF PORTAGE COUNTY RECORDS. ASBESTOS SURVEY.

- ORIGINAL DEEDS:**
- PPA 13-046-00-00-018007
  - PPA 13-046-00-00-018008
  - PPA 13-046-00-00-018009
  - PPA 13-046-00-00-018010
  - PPA 13-046-00-00-018011
  - PPA 13-046-00-00-018012
  - PPA 13-046-00-00-018013
  - PPA 13-046-00-00-018014
  - PPA 13-046-00-00-018015
  - PPA 13-046-00-00-018016
  - PPA 13-046-00-00-018017
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  - PPA 13-046-00-00-018023
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  - PPA 13-046-00-00-018096
  - PPA 13-046-00-00-018097
  - PPA 13-046-00-00-018098
  - PPA 13-046-00-00-018099
  - PPA 13-046-00-00-018100

- PROCESSED LOTS:**
- S/L 5B-R1
  - S/L 5B-R2

- APPROVALS:**
- APPROVED THIS DATE OF 2022
  - CITY OF KENT DEVELOPMENT ENGINEER
  - APPROVED THIS DATE OF 2022
  - CITY OF KENT DEVELOPMENT ENGINEER
  - APPROVED THIS DATE OF 2022
  - PORTAGE COUNTY TAX AND DEPARTMENT
  - APPROVED THIS DATE OF 2022
  - PORTAGE COUNTY AUDITOR
  - APPROVED THIS DATE OF 2022
  - PLAT FOR RECORD THIS DATE OF 2022
  - RECORDED THIS DATE OF 2022
  - PLAT NO. 2022 IN
  - PORTAGE COUNTY RECORDER
  - APPROVED THIS DATE OF 2022

**ACCEPTANCES:**

NEWCOMER DEVELOPMENT GROUP, LLC OWNER OF S/L 5B-R1 AND S/L 5B-R2 HAS ACCEPTED THE PLAT FOR RECORD AND HAS AGREED TO BE BOUND BY THE TERMS AND CONDITIONS OF THE PLAT AND TO DEFEND AND HOLD HARMLESS THE CITY OF KENT AND THE STATE OF OHIO FROM ANY AND ALL CLAIMS, DAMAGES, LOSSES AND EXPENSES, INCLUDING REASONABLE ATTORNEY'S FEES, THAT MAY BE ASSERTED AGAINST OR INCURRED BY THE CITY OF KENT OR THE STATE OF OHIO AS A RESULT OF THE PLAT AND THE RECORDED INSTRUMENTS HEREBY FILED AND RECORDED.

BY: MARC VOISE

**CONTRACTS:**

OWNER: NEWCOMER DEVELOPMENT GROUP, LLC  
 2400 E. 68th St., #101  
 Independence, MO 64055  
 PHONE: 816-850-7400  
 FAX: 816-850-7400  
 E-MAIL: info@newcomerdevelopment.com

**STATE PLATE COORDINATES:**

POINT	NAD 83 (ELEVATION)	UTM X	UTM Y
1	1137.725	178225.10	4776202.50
2	1137.725	178225.10	4776202.50
3	1137.725	178225.10	4776202.50
4	1137.725	178225.10	4776202.50
5	1137.725	178225.10	4776202.50

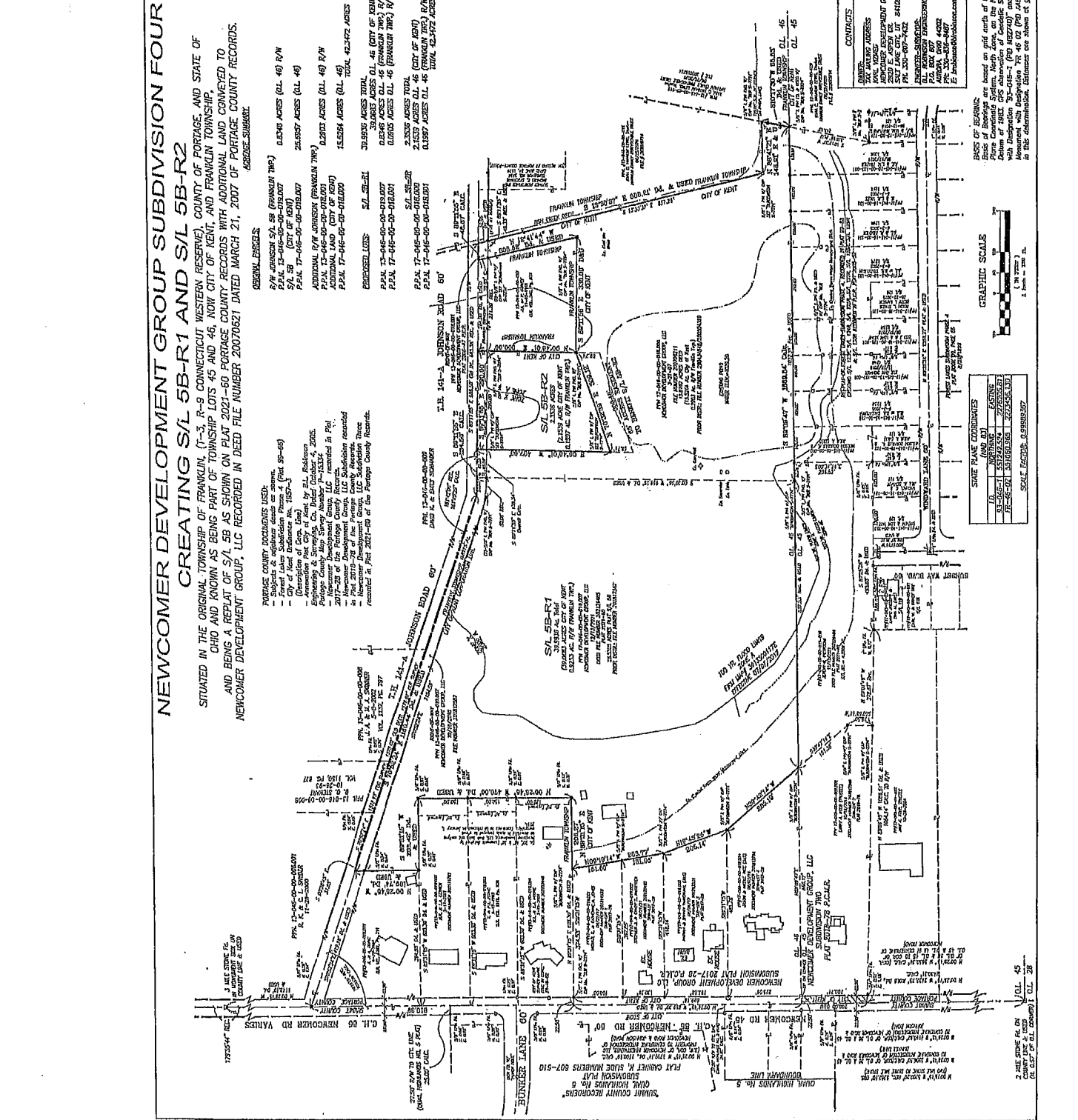
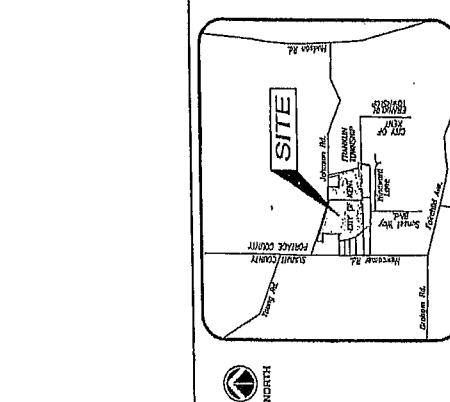
SCALE FACTOR: 0.99999357

**GRAPHIC SCALE:**

1" = 500'

**BASES OF BEARING:**

Bearings are based on grid north of the Ohio State Plane Coordinate System. All bearings are given in the form of an angle measured clockwise from the grid north to the line. The grid north is the same as the true north in the State of Ohio. All bearings are given in degrees, minutes and seconds. The bearings are based on the Ohio State Plane Coordinate System. All bearings are given in the form of an angle measured clockwise from the grid north to the line. The grid north is the same as the true north in the State of Ohio. All bearings are given in degrees, minutes and seconds.





February 8, 2023

Eric Fink  
Assistant Law Director  
City of Kent

Re: *Detachment petition of Eric Kolb*

Dear Eric:

Following up on my November 21, 2022 email, as you know, my client wants to file with the County commissioners to detach his land from the City (as explained in the draft petition attached to the email). Bridget had indicated to him that she did not think the City would have an issue with the detachment. I assumed then that the statute, R.C. 709.38, would be followed and this matter would proceed through to a City ordinance assenting to the detachment rather quickly. Now, almost three months later, and the last email from Bridget, that does not seem to be the course.

As you may know, the City's power of local self-government relates solely to the government and administration of the internal affairs of the City and, in the absence of a statute conferring a broader power, the City must be confined to that area. In a detachment proceeding, as here, where not only the City but Franklin Township beyond its boundaries are affected, such proceeding is not in the sphere of local self-government but governed by the general law of the state.

The Ohio Supreme Court said as much in *Village of Beachwood v. Bd. of Elections of Cuyahoga Cnty.*, 167 Ohio St. 369, 371--72, 148 N.E.2d 921 (1958), and then stated, "the detachment of territory from a municipality is not a subject which falls within the sphere of local self-government and to be left to the whims of each municipality, but is a matter which requires the establishment of a uniform procedure throughout the state and is exclusively within the control of the General Assembly." The Court held that detachment is "a matter which falls solely within the power of the General Assembly, the statutes enacted by it are controlling and exclusive."

As applied here, R.C. 709.38 provides that if (1) Eric Kolb, a landowner in the City, (2) submits a petition to the County commissioners requesting to have his land, which is contiguous to Franklin Township, detached from the City and attached to the Township, (3) and he accurately describes the land in the petition with an accurate map or plat of the land, then (4) with the assent of the legislative authority of the City given in an ordinance passed for the purpose, (5) the County

commissioners shall detach such portion of land from the City and attach it to the Township. The board then has several requirements that must be satisfied, R.C. 709.38(A), the County auditor has some duties, R.C. 709.38(D), and if there is indebtedness attached to the land, which there does not appear to be here, the City and Township may have some apportionments duties, R.C. 709.38(F).

All my client is asking the City to do, and all the City (that is, City council) can do at this stage, is Item (4) above, state whether it will assent to the detachment.

Therefore, Eric Kolb respectfully requests an ordinance from City council assenting to the detachment described in the draft petition. With the ordinance, my client will complete the petition and submit it to the County commissioners per R.C. 709.38.

Let me know when this issue will come before City council so my client can be there to answer any questions it may have regarding his petition. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "Chad Murdock", with a long horizontal flourish extending to the right.

Chad Murdock  
Attorney for Eric Kolb

C: Eric Kolb; Hope Jones, Law Director, City of Kent



# CITY OF KENT, OHIO

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## DEPARTMENT OF LAW

February 17, 2023

Sent Via Email Only  
CMurdock@gmail.com

Attorney Chad Murdock  
P.O. Box 334  
Rootstown, Ohio 44272

RE: *Detachment of Land*

Dear Attorney Murdock:

Please be advised that I have now reviewed your client's petition for detachment and records maintained by the County Recorder's Office. As a preliminary matter, I researched whether or not detachment of land is subject to home rule or whether the City of Kent, as a charter city, may follow its own procedure for detachment. The case law clearly supports your position that the City must follow the legislative framework. *See Village of Beachwood vs. Board of Elections Cuyahoga County*, 167 Ohio St 369, 371 (1958).

As an additional preliminary matter, I do not believe your client's petition meets the legal standard set forth in R.C. 709.41 and 709.42 (hereinafter, "the detachment statutes") because the law only provides for detaching unplatted farm land from a municipal corporation. The property involved was platted as part of the Forest Lakes subdivision in 1999, re-platted multiple times since then, and currently would be described as a plat within a subdivision. *See Plat 2022-6* recorded February 17, 2022.

Further, Ohio's detachment statutes contain four requirements:

1. the parcels must be farm land that was not within the original corporation limits of the City;
2. the parcels are in or will remain within the city and the landowners are taxed or will continue to be taxed for municipal purposes in substantial excess of the benefits conferred onto them by reason of being in the city;
3. the parcels may be detached without materially affecting the best interests or good government of the city; and
4. five years must have elapsed since the parcels were annexed into the City.

The City would not dispute that the first and fourth conditions are met. The property is not within the City's original corporation limits and was annexed into the City in in 2005.

The City would dispute the second condition, alleging that the landowner is not taxed for municipal purposes in excess of the benefits conferred onto him.

In order to resolve the third condition, the City would note that the pre-1953 detachment statutes require the Court to look not only to the best interests of the applicants who are seeking the detachment, but also the municipality. *See D.K. Smetzer, et al. v. Elyria (City) et al.*, 23 Ohio Dec 179 (1912). The best interests of the municipality include the best interests of its residents. Therefore, in order to resolve the third condition, the City would likely invite public comment, particularly from adjoining property owners who may have a legitimate interest in seeing these parcels detached or remaining attached to the City. For example, these property owners—especially the property owners that own property extending into the lake that is being proposed for detachment—may or may not be desirous of the property remaining governed by the requirements of an R-2 zoning district as opposed to whatever zoning requirements might be found in the township.

If after reviewing this matter with your client, you still desire to have this matter presented to the Kent City Council, please advise accordingly and this matter will be brought to the Kent City Council's attention.

If you should have any questions, please do not hesitate to contact me.

Sincerely,

Eric Fink  
Assistant Law Director

cc: Hope Jones, Law Director  
Bridget Susel, Community Development Director

# Chad Murdock

---

**Attorney & Counselor At Law**

PO Box 334  
Rootstown, Ohio 44272  
330-524-2085  
cmurdocklaw@gmail.com

February 17, 2023

Eric Fink  
Assistant Law Director  
City of Kent

Re: *Response to your February 17, 2023 letter regarding the petition  
for detachment of Eric Kolb*

Dear Eric:

The statutes that you cite, R.C. 709.41 and R.C. 709.42, do not apply to this petition.

R.C. Chapter 709 sets forth three methods to detach territory from a municipality (1) by petition to the county commissioners (R.C. 709.38), by election (R.C. 709.39), or by petition to the common pleas court (R.C. 709.41). Oh. Mun. L. § 2:42, Methods for detachment of territory.

My client's petition, which I previously sent to you, is to the county commissioners, R.C. 709.38.

Regarding the four requirements and the pre-R.C. 709.38 public-comment requirement (from the 1912 case you cite). Such requirements are not in R.C. 709.38 and therefore do not apply. As you recognize, we "must follow the legislative framework" (if the Ohio Legislature believed such requirements to be necessary for this type of petition, it would have included them in R.C. 709.38 as general law).

As previously requested, please place this matter (draft petition and these correspondences) before the City council as soon as possible. Also, please advise as to when the meeting will be so my client, Eric Kolb, can attend to answer any questions. Thank you.

Sincerely,



Chad Murdock  
Attorney for Eric Kolb

C: Eric Kolb

**Re: Detachment of Land**

chad murdock <cmurdocklaw@gmail.com>

Fri 2/17/2023 3:38 PM

To: Eric R. Fink <Eric.Fink@KentOhio.gov>

Cc: Hope Jones <Hope.Jones@KentOhio.gov>; Bridget O. Susel <bridget.susel@KentOhio.gov>; Eric <eskolb8@gmail.com>

Eric,

See response to your letter.

Sincerely,

Attorney Chad Murdock

PO Box 334

Rootstown, Ohio 44272

330-524-2085

[cmurdocklaw@gmail.com](mailto:cmurdocklaw@gmail.com)

On Fri, Feb 17, 2023 at 8:50 AM Eric R. Fink <[Eric.Fink@kentohio.gov](mailto:Eric.Fink@kentohio.gov)> wrote:

Chad,

Please see attached.

Eric



JOHNSON RD

Kent

WHITEWOOD DR

WINDWARD LN

SUNSET WAY BLVD

WINDWARD LN

NEWCOMER RD

Franklin Township

340 ft





# CITY OF KENT, OHIO

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## DEPARTMENT OF COMMUNITY DEVELOPMENT

March 20, 2023

**RE: CITY OF KENT COMMUNITY DEVELOPMENT DEPARTMENT  
NOTICE OF RECEIPT OF DETACHMENT OF LAND PETITION**

Dear Property Owner:

Notice is hereby given that the City of Kent Community Development Department has received a "Detachment of Land Petition" that will be presented to Kent City Council for consideration at its Committee Meeting to be held Wednesday, April 5, 2023 at 7:00 pm in the Fire Department training room (downstairs), 320 South Depeyster Street, Kent, Ohio. Please use the Front (Main) door to access the building. The petition information is as follows:

PETITIONER: ERIC KOLB

REQUEST: THE APPLICANT IS SEEKING APPROVAL OF A PETITION FOR THE DETACHMENT OF LANDS FROM THE CITY OF KENT AND ATTACHMENT TO FRANKLIN TOWNSHIP. LAND INCLUDED IN THE PETITION INCLUDES:

- PARCEL # 17-046-00-00-019-007
- PARCEL # 17-046-00-00-018-000

As a property owner abutting the boundary of the above listed parcel(s), you are hereby notified of this meeting. A copy of a plat map with the parcels identified for detachment and the original petition from the petitioner is maintained on file in the Community Development Department and may be reviewed by interested individuals during regular business hours. Any questions concerning this request should be directed to the City of Kent, Community Development Department at 930 Overholt Road, Kent, Ohio.

Sincerely,

Bridget Susel, Community Development Director  
City of Kent Community Development Department

Cc: Detachment of Lands Petition, Kolb 2022 File



CITY OF KENT  
DEPARTMENT OF PUBLIC SERVICE  
DIVISION OF ENGINEERING

MEMO

TO: Dave Ruller  
Amy Wilkens

FROM: Jim Bowling *Job*

DATE: 4/11/2023

RE: Proposed Parking Ordinance Change

The Traffic Engineering and Safety (TE&S) Committee is requesting City Council's approval to revise the permissible parking conditions on Cuyahoga Street adjacent to the old H-W Industries building. The existing ordinance prohibits parking on the south side of Cuyahoga Street only at H-W Industries. The new owner of the property has requested that this isolated condition be changed to be consistent with the parking conditions along the rest of Cuyahoga Street. The TE&S Committee has reviewed the request and has no concerns with the change.

The existing language in section 353.02 is:

*CUYAHOGA ST NO PARKING NORTH SIDE, NO PARKING SOUTHSIDE FROM MANTUA ST TO BEHIND H-W INDUSTRIES*

We request the language be changed as shown below:

*CUYAHOGA ST NO PARKING NORTH SIDE*

We appreciate Councils consideration of this request.

C: Chief Nick Shearer  
Melanie Baker  
Bridget Susel  
Hope Jones  
Sandy Lance

CITY OF KENT  
DEPARTMENT OF PUBLIC SERVICE  
DIVISION OF ENGINEERING

MEMO

TO: Dave Ruller  
Amy Wilkens

FROM: Jim Bowling *Job*

DATE: April 21, 2023

RE: East Main Street Area Improvements – SS4A Funding Grant Application

The Service Department is requesting City Council's approval to submit a funding application for a Safe Streets for All (SS4A) Federal Grant for the East Main Street Area Improvements Project. The SS4A Federal Discretionary Grant Program was established in the recent Bipartisan Infrastructure Law (BIL). The current round of funding for this federal discretionary program provides over \$1 billion to meet the USDOT's goal of zero deaths and serious injuries in the United States.

The East Main Street Area Improvements Project has currently received \$15.845 million in Federal/State/Transit funding from six different programs. We will be requesting \$4 million from the SS4A program, which has a minimum request of \$2.5 million. The current project budget has recently increased due primarily to inflation and is now \$24 million. Success with this grant request will represent the last significant funding piece required for the project. Though other grant sources may be pursued in the future.

The project is currently in the detailed design and right-of-way acquisition phase of the project with construction anticipated to begin in 2025.

Lastly, we are also requesting council's approval to execute the subsequent agreement, if successful.

C: Melanie Baker  
Jon Giaquinto  
Rhonda Hall



# KENT CITY HEALTH DEPARTMENT

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414 E. MAIN ST., P.O. BOX 5192, KENT, OHIO 44240 (330) 678-8109 FAX (330) 678-2082

## HEALTH DEPARTMENT REQUEST FOR CONTINUATION & APPROPRIATIONS OF WORKFORCE DEVELOPMENT 23 AND ENHANCED OPERATION 23 GRANTS

As indicated by the Centers for Disease Control and Prevention to enhance the capabilities of Public Health the Workforce Development 22 Grant has been extended an additional 53 months beginning July 1, 2023, running through November 30, 2027. It will now be known as Workforce 23 (WF23), CFDA # 93.967. The Kent City Health Department has been awarded \$360,000.00 to be used as prescribed by the grant. The Kent City Health Department will no longer be a subgrantee but will receive the money in full directly. We respectfully ask for the funds to be accepted and appropriated upon receipt and placed to lines as follows:

001-02-520-201-7340	\$108,700.00
001-02-520-205-7001	\$200,000.00
001-02-520-205-7210	\$27,500.00
001-02-520-205-7420	\$23,800.00

Total amount not to exceed \$360,000.00

Likewise, the Enhanced Operations (EO22) Grant 22 has been extended to a total of 90 local health departments. It will now be known as EO23, CFDA #93.323. I am asking permission to apply for that extension for the amount of \$70,832.92. I request those funds, if awarded, be appropriated to lines:

001-02-520-201-7001	\$7,452.96
001-02-520-201-7330	\$25,000.00
001-02-520-201-7310	\$11,280.00
001-02-520-205-7410	\$ 3,000.00

Thank you for your consideration,

Joan Seidel MA, BSN, RN, FAPIC, CIC  
Health Commissioner  
4/24/2023



CITY OF KENT, OHIO  
DEPARTMENT OF BUDGET AND FINANCE  
Rhonda C. Hall, CPA, Director

**To:** Dave Ruller, City Manager  
**From:** Rhonda C. Hall, CPA, Director of Budget and Finance  
**Date:** April 26, 2023  
**Re:** FY2023 Appropriation Amendment #3

The following appropriation amendments for the May Council Committee Agenda are hereby requested:

**Fund 001 – General**

Increase	\$	160,000	Health / Other (O&M) – Appropriate additional funds to cover the extension of the Workforce Grant from 2023 - 2027 per J. Seidel, 4/24/2023 memo.
Increase		200,000	Health /Personnel & Benefits – Appropriate additional funds to cover the extension of the Workforce Grant from 2023 - 2027 per J. Seidel, 4/24/2023 memo.

**Fund 128 – Fire and EMS**

Increase	\$	60,250	Fire & EMS/ Capital -- Appropriate additional funds for the purchase/upgrade of (5) Lucas Machine CPR devices per J. Samels 4/17/23 memo.
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**Fund 202 – Sewer**

Increase	\$	45,000	Sewer / Other (O&M) – Appropriate additional funds to complete the design of the WRF Rehabilitation No. 1 Primary Clarifier per J. Bowling 4/24/23 memo.
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# KENT CITY HEALTH DEPARTMENT

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414 E. MAIN ST., P.O. BOX 5192, KENT, OHIO 44240 (330) 678-8109 FAX (330) 678-2082

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001-02-520-205-7410	\$ 3,000.00

Thank you for your consideration,

Joan Seidel MA, BSN, RN, FAPIC, CIC  
Health Commissioner  
4/24/2023



# City Of Kent Fire Department

320 S. Depeyster St.  
Kent, Ohio 44240  
330. 673.8814  
330.676.7374 Fax

**To:** Dave Ruller, City Manager  
Rhonda Hall, Director Budget & Finance

**From:** James Samels, Acting Fire Chief

**Date:** April 17, 2023

**Re:** Appropriation Request for Lucas Machine Funding

Dave,

I am requesting additional funding for the purchase/upgrade of (5) Lucas Machine CPR devices. The reason for this request is because we have been informed by Stryker Medical that our current Lucas Machine CPR devices are not serviceable, and some main components will no longer be made. This means a failure of one of our current devices will render the existing Lucas Machines useless.

We have recently been provided with this information and therefore were not able to budget last year to anticipate this expense. Stryker Medical has offered the Kent Fire Dept. a limited time ability to trade in our (5) Lucas Machines to upgrade to their new version. I've included the estimate from the company showing a \$5,000 trade in value per machine. This would take a total replacement cost of \$84,063.00 down to a final purchase price of \$60,113.80, which includes freight. We would like to increase appropriations by \$60,250 to account number 128-01-510-108-7630.

Cardiac Care is one of the most advanced types of treatment that Paramedics do to impact the lives of our citizens. A device like the Lucas Machine does CPR for a pulseless patient. It is battery operated and performs compressions at a consistent rate and force. While this is done, Paramedics are freed up to start IV therapy, place advanced airways, and administer life saving medications.

It is my sincere hope that you recognize the importance of funding the upgrade of these devices. I know over the last several years we have had many successful resuscitations. I'm certain the Lucas Machines played a vital role in the positive outcomes of these residents.



**Product notice: End-of-service for LUCAS® 2 chest compression system—versions 2.0 and 2.1**

**February 2022**

Stryker has been notified by our global parts providers that some components used on certain LUCAS 2 device models (versions 2.0 and 2.1) are no longer available in the market, which limits the service support available for this product. Service on the LUCAS 2 device (version 2.2) and all LUCAS 3 (versions 3.0 and 3.1) devices are unaffected.

LUCAS 2 (versions 2.0 and 2.1) devices can be identified by their serial number. Affected serial numbers are 30080002 through 30149937.

**Stryker will offer limited-service support for the LUCAS 2 devices (versions 2.0 and 2.1) as follows:**

- Service parts with available inventory can be purchased by our end users.
- Transactional service (time and material) is available for non-contract customers.
  - If a component has failed on your device, your local sales or field service representative should be contacted for support.
  - We will support repairs so long as service parts are available.
- Contractual service:
  - Stryker will no longer offer new or renewed contractual service agreements on LUCAS 2 (versions 2.0 and 2.1) effective immediately.
  - If a component fails on your device, please contact your local sales or field service representative for support. A prorated credit for any pre-paid service will be provided should a unit become non-serviceable due to part availability.

**Customers with LUCAS 2 (version 2.2) devices will continue to have service support.**

It is important to note that the LUCAS device has an expected life of eight (8) years from the date of manufacture. If you are uncertain of the manufacture date of your products, please contact your local sales representative for a full fleet assessment.

Stryker does not contract nor provide service parts to any third-party service providers, but instead has a dedicated ProCare Service team who is the only approved service provider for our products.

As such, we cannot guarantee the safety and efficacy of any device that is repaired by a third-party service agency.

We thank you for your business and continued partnership. We are committed to providing high-quality, clinically supported products so that you can be confident in the care you are providing to your communities. Please contact your local Stryker sales representative if you have additional questions or to discuss trade-up and flexible financing options for our current LUCAS 3, v3.1 device.

Sincerely,

Ryan Slusarzyk  
Senior Manager

Stryker or its affiliated entities own, use, or have applied for the following trademarks or service marks: LUCAS, ProCare, Stryker. All other trademarks are trademarks of their respective owners or holders. The absence of a product, feature, or service name, or logo from this list does not constitute a waiver of Stryker's trademark or other intellectual property rights concerning that name or logo. Copyright © 2023 Stryker. M0000013049 REV AA

**Emergency Care**

3800 E. Centre Avenue, Portage, MI 49002 USA | P +1 269 329 2100 | Toll-free +1 800 327 0770 | [stryker.com](http://stryker.com)  
Jolife AB | Scheelevägen 17, Ideon Science Park, SE-223 70 Lund, Sweden



## Kent FD - LUCAS2 Upgrade Promo

Quote Number: 10666978

Remit to: **Stryker Medical**

Version: 1

P.O. Box 93308

Chicago, IL 60673-3308

Prepared For: KENT FIRE DEPT

Rep: Jason Roberts

Attn: Patrick Edwards

Email: jason.c.roberts@stryker.com

pat.edwards@kentohio.gove

Phone Number: (330) 697-4428

(330) 389-1256

Mobile: (330) 697-4428

Quote Date: 03/07/2023

Expiration Date: 06/05/2023

### Delivery Address

### End User - Shipping - Billing

### Bill To Account

Name: KENT FIRE DEPT

Name: KENT FIRE DEPT

Name: KENT FIRE DEPT

Account #: 1152412

Account #: 1152412

Account #: 1152412

Address: 320 S DEPEYSTER

Address: 320 S DEPEYSTER

Address: 320 S DEPEYSTER

KENT

KENT

KENT

Ohio 44240-7912

Ohio 44240-7912

Ohio 44240-7912

### Equipment Products:

#	Product	Description	Qty	Sell Price	Total
1.0	99576-000063	LUCAS 3, v3.1 Chest Compression System, Includes Hard Shell Case, Slim Back Plate, (2) Patient Straps, (1) Stabilization Strap, (2) Suction Cups, (1) Rechargeable Battery and Instructions for use With Each Device	5	\$16,812.60	\$84,063.00
Equipment Total:					\$84,063.00

### Trade In Credit:

Product	Description	Qty	Credit Ea.	Total Credit
TIM-LUC2-LUC3	TRADE-IN-STRYKER LUCAS 2 TOWARDS PURCHASE OF LUCAS 3.1	5	-\$5,000.00	-\$25,000.00

### Price Totals:

Estimated Sales Tax (0.000%): \$0.00

Freight/Shipping: \$1,050.80

Grand Total: \$60,113.80

### Comments:

Special limited time promotional pricing applied.

Prices: In effect for 30 days





## Kent FD - LUCAS2 Upgrade Promo

Quote Number: 10666978

Remit to: **Stryker Medical**

Version: 1

P.O. Box 93308

Chicago, IL 60673-3308

Prepared For: KENT FIRE DEPT

Rep: Jason Roberts

Attn: Patrick Edwards

Email: [jason.c.roberts@stryker.com](mailto:jason.c.roberts@stryker.com)

[pat.edwards@kentohio.gove](mailto:pat.edwards@kentohio.gove)

Phone Number: (330) 697-4428

(330) 389-1256

Mobile: (330) 697-4428

Quote Date: 03/07/2023

Expiration Date: 06/05/2023

Terms: Net 30 Days

Contact your local Sales Representative for more information about our flexible payment options.

CITY OF KENT  
DEPARTMENT OF PUBLIC SERVICE  
DIVISION OF ENGINEERING

MEMO

TO: Rhonda Hall  
Dave Ruller

FROM: Jim Bowling *Job*

DATE: April 24, 2023

RE: Appropriation Modification Request  
WRF Rehabilitation No. 1 Primary Clarifier (2023WRF003)

The Service Department is requesting to appropriate \$45,000 from the Sewer Fund (Fund 202) to complete the design of the WRF Rehabilitation No. 1 Primary Clarifier. The increase in cost is required to perform a structural investigation of the Clarifier's floor to determine the extent of repairs required during construction.

Please let me know if there are any questions.

c: Melanie Baker  
Brian Huff  
Cori Finney  
Bill Schesventer  
Cathy Wilson  
Corey Allen